

# Calendar No. 101

82D CONGRESS  
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SENATE

REPORT  
No. 103

## VICTOR G. LUTFALLA

FEBRUARY 19 (legislative day, JANUARY 29), 1951.—Ordered to be printed

Mr. McCARRAN, from the Committee on the Judiciary, submitted the following

### REPORT

[To accompany S. 155]

The Committee on the Judiciary, to which was referred the bill (S. 155) for the relief of Victor G. Lutfalla, having considered the same, reports favorably thereon with an amendment in the nature of a substitute and recommends that the bill, as amended, do pass.

#### AMENDMENT

Strike all after the enacting clause and insert in lieu thereof the following:

That for the purposes of the immigration and naturalization laws, Victor G. Lutfalla shall be held and considered to have been lawfully admitted to the United States for permanent residence as of the date of the enactment of this Act, upon payment of the required visa fee and head tax. Upon the granting of permanent residence to such alien as provided for in this Act, the Secretary of State shall instruct the proper quota control officer to deduct one number from the appropriate quota for the first year that such quota is available.

#### PURPOSE OF THE BILL

The bill, as amended, grants the status of permanent residence in the United States to a 41-year-old native of Turkey, who was admitted into the United States temporarily on March 9, 1946. The bill requires the payment of the head tax and visa fee and provides for the usual quota deduction.

#### STATEMENT OF FACTS

The beneficiary of the bill was admitted into the United States in connection with the promotion of the business interests of an export

and import company with which he was connected, and since his admission has been acting as a broker for foreign purchasers of United States products.

Senator William Langer, the sponsor of the bill, has submitted to the committee additional information to the effect that the beneficiary was very helpful to the cause of the United States during the war and is in a position to be of further assistance in the interests of this country.

A letter dated August 25, 1950, addressed to the chairman of the Senate Committee on the Judiciary from the Deputy Attorney General with reference to S. 3601, which was a bill introduced in the Eighty-first Congress for the relief of the same alien, reads as follows:

AUGUST 25, 1950.

HON. PAT MCCARRAN,  
*Chairman, Committee on the Judiciary,  
United States Senate, Washington, D. C.*

MY DEAR SENATOR: This is in reply to your request for the views of the Department of Justice relative to the bill (S. 3601) for the relief of Victor G. Lutfalla, an alien.

The bill would provide that Victor G. Lutfalla, of Chicago, Ill., shall be considered to have been lawfully admitted to the United States for permanent residence as of the date of his last entry into this country upon the payment of the required head tax and visa fee. Further, it would direct the Secretary of State to instruct the quota-control officer to deduct one number from the nonpreference category of the appropriate immigration quota for the first year such quota is available.

The files of the Immigration and Naturalization Service of this Department disclose that the alien, who is a native and citizen of Turkey, was born on August 11, 1909, in Adona, Turkey. He last entered the United States at the port of Chicago, Ill., on March 9, 1946, when he was admitted for a temporary period of 90 days under section 3 (2) of the Immigration Act of 1924. He was granted several extensions of stay, the last of which expired on February 11, 1948. However, on September 24, 1948, his status was changed from that of a temporary visitor to that of a treaty trader under section 3 (6) of the Immigration Act of 1924. At a hearing accorded the alien on June 23, 1948, in connection with his application for change of status, he presented documentary evidence to the effect that he was the representative in this country of the George Lutfalla Co., of Ankara, Turkey, which is engaged in the export and import business. Mr. Lutfalla testified that since his arrival in this country he had exported to Turkey merchandise valued at \$216,658.62 and that he had pending an exclusive distributor contract with the International Harvester Co. for the sale and distribution of its products in Turkey. On June 20, 1950, he further stated that his purpose in coming to the United States was to promote the business interests of his company. It appears, however, that Mr. Lutfalla has, for the last 2 years or so, been primarily acting as a broker for many foreign purchasers of United States products.

The files further reveal that according to a representative of the International Harvester Export Corp., the alien's company had been distributors for the firm for more than 40 years. However, the arrangement with the International Harvester Co. was terminated as of November 1, 1949, because the George Lutfalla Co. was either unable or unwilling to create and maintain the facilities for display, repair and distribution of the company's products. It also appears that the alien is contemplating an expansion of business in Turkey and that he has sought advice and assistance concerning a projected corporation to distribute petroleum products of an American company in middle eastern countries.

The quota for Turkey, to which the alien is chargeable, is oversubscribed and an immigration visa is not readily obtainable. To enact this bill would encourage others, in whose cases immigration visas are not readily obtainable, to attempt to enter the United States as nonimmigrants, as this alien has done, remaining here and then seeking to obtain an unjust preference over others who remain abroad and await their turn for the issuance of immigration visas. The record

presents no facts which would justify granting Mr. Lutfalla a preference over the many aliens abroad who are awaiting their turn for quota numbers.

Accordingly, this Department is unable to recommend enactment of the measure.

Yours sincerely,

PEYTON FORD,  
*Deputy Attorney General.*

The bill has been amended to conform with the policy of the committee in granting permanent residence in the United States to an alien as of the date of the adjustment rather than as of the date of last entry into the United States.

The committee, after consideration of all the facts in the case, is of the opinion that the bill (S. 155), as amended, should be enacted.

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proposed no fact which would justify such a statement over the statement which was made in the previous report.

Accordingly, this Department is unable to recommend amendment of the

report.

The bill has been amended to conform with the policy of the board of directors in making permanent residents in the United States to an amount of the date of the adjustment rather than as of the date of last entry into the United States.

The committee after consideration of all the facts in the case is of the opinion that the bill (S. 155) as amended, should be enacted.